

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JAVIER CRUZ-NARANJO,

Defendant.

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CASE NO. 8:04CR302

**AMENDED
MEMORANDUM AND ORDER**

This matter is before the Court on a Report and Recommendation (Filing No. 126) of a Magistrate Judge recommending that I accept the Defendant's plea of guilty. There are no objections to the Report and Recommendation. Pursuant to 28 U.S.C. § 636(b)(1)(C) and NECrimR 11.2(d), the Court has conducted a de novo review of the record.

IT IS ORDERED:

1. The Report and Recommendation (Filing No. 126) is adopted;
2. The Defendant is found guilty. The plea is accepted. The Court finds that the plea of guilty is knowing, intelligent, voluntary, and that a factual basis exists for the plea; and
3. This case shall proceed to sentencing.

DATED this 26th day of April, 2005.

BY THE COURT:

s/ Laurie Smith Camp
Laurie Smith Camp
United States District Judge